

### **REMARKS**

Claims 1-3 and 5-23 were pending. Claims 21-23 were previously withdrawn from consideration. A reply to office action was mailed September 7, 2007. An Advisory Action was mailed September 20, 2007.

A supplemental reply was filed on October 26, 2007 canceling claims 13-16. An Advisory Action was mailed November 14, 2007, stating that withdrawn claims must be cancelled in order to issue an allowance. Applicant has accordingly cancelled claims 21-23.

Reconsideration of the action mailed July 26, 2007, is requested in light of the foregoing amendments and the following remarks.

The Examiner has allowed claims 1-3, 5-12, and 17-20. Applicant appreciates the Examiner's allowance of claims 1-3, 5-12, and 17-20.

The Examiner rejected claims 13-16 under 35 U.S.C. § 102(e) as allegedly anticipated by U.S. Patent Publication No. 2003/0011847 ("Dai"). Applicant respectfully disagrees. However, in order to expedite prosecution, Applicant has cancelled claims 13-16.

### **Conclusion**

Applicant respectfully submits that all pending claims are in condition for allowance.

By responding in the forgoing remarks only to particular positions taken by the Examiner, Applicant does not acquiesce with other positions that have not been explicitly addressed. In addition, Applicants' arguments for patentability of a claim should not be understood as implying that no other reasons for the patentability of that claim exist. Finally, Applicant's decision to amend or cancel any claim should not be understood as implying that Applicant agrees with any positions taken by the Examiner with respect to that claim or other claims.

Applicant : Feng Shi et al.  
Serial No. : 10/789,804  
Filed : February 27, 2004  
Page : 6 of 6

Attorney's Docket No.: 13854-065001

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: December 6, 2007

/Brian J. Gustafson/

Brian J. Gustafson

Reg. No. 52,978

**PTO Customer No. 26181**

Fish & Richardson P.C.

Telephone: (650) 839-5070

Facsimile: (650) 839-5071

50452837.doc